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On 11-14-01

TOWNSEND and TOWNSEND and CREW LLP

By: 

PATENT
Attorney Docket No.: 018002-001010US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Patrick A. Schneider et al.

Application No.: 09/485,193

Filed: June 3, 1999

For: USE OF PROTHYMOSEN IN THE
DIAGNOSIS AND TREATMENT OF
ENDOMETRIOSIS

Examiner: Not Yet Assigned

Art Unit: 1614

**REQUEST FOR DEPOSIT ACCOUNT
REFUND UNDER 37 CFR §1.26(a)**

PATENT & TRADEMARK
REFUND REQUEST
114-9 02
PATENT
DIVISION OF FINANCE
Division

Refunds Section, Receipts Division
Office of Finance
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicants respectfully request a refund in the amount of \$839.00 in the form of a credit to Deposit Account No. 20-1430, because a fee was paid when no fee was required.

As evidenced by the first attached Monthly Statement of Deposit Account (Exhibit A), a total charge of \$1800.00 was posted on February 10, 2000. This charge included \$840.00 for the basic filing fee, \$648.00 for total claims, and \$312.00 for independent claims.

Patrick A. Schneider et al.
Application No.: 09/485,193
Page 2

PATENT

Thereafter, as shown on the second attached Monthly Statement of Deposit Account (Exhibit B), another charge of \$839.00 was posted on January 4, 2001. This charge included \$355.00 for the basic filing fee, \$324.00 for total claims, and \$160.00 for independent claims.

Applicants submit that the subsequent charge of \$839.00 was not actually required, because the filing fee and claim fees had already been paid. A refund credited to the Deposit Account No. 20-1430 is therefore requested.

Respectfully submitted,



Nathan S. Cassell
Reg. No. 42,396

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Two Embarcadero Center, 8th Floor
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NSC
PA 3180000 v1

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PTO/SB/21 (08-00)

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

1

Application Number

09/485,193 #14

Filing Date

Nov 13, 1999

First Named Inventor

Schneider, Patrick A.

Group Art Unit

1614

Examiner Name

Not Yet Assigned

Reg for
review
06-17-02

Attorney Docket Number

018002-001010US

ENCLOSURES (check all that apply)

- | | | |
|--|--|---|
| <input type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Assignment Papers
(for an Application) | <input type="checkbox"/> After Allowance Communication to Group |
| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input type="checkbox"/> Amendment / Response | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition Routing Slip (PTO/SB/69)
and Accompanying Petition | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Power of Attorney, Revocation
Change of Correspondence Address | <input checked="" type="checkbox"/> Other Enclosure(s)
(please identify below): |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Terminal Disclaimer | Exhibit A (1p); Exhibit B (1p); and, Return Postcard |
| <input type="checkbox"/> Information Disclosure Statement | <input checked="" type="checkbox"/> Request for Refund | |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | <input type="checkbox"/> CD, Number of CD(s) | |
| <input type="checkbox"/> Response to Missing Parts/
Incomplete Application | | |
| <input type="checkbox"/> Response to Missing
Parts under 37 CFR
1.52 or 1.53 | | |

Remarks

The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm
and
Individual name

Townsend and Townsend and Crew LLP

Nathan S. Cassell

Reg. No. 42,396

Signature

Date

November 14, 2001

CERTIFICATE OF MAILING

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November 14, 2001

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November 14, 2001

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PA 3183909 v1

**MONTHLY STATEMENT
OF DEPOSIT ACCOUNT**

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Exhibit A

TOWNSEND & TOWNSEND AND CREW
ATTN: MICHELE SIMONE
TWO EMBARCADERO CENTER
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FINA

Account No.	201430
Date	2-29-00
Page	21

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DATE POSTED DAY YR.	CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEE CODE	CHARGES/ CREDITS	BALANCE
2 10 00	1	09485193	018002-00101 970		840.00	562389.15
2 10 00	2	09485193	018002-00101 966		648.00	561741.15
2 10 00	3	09485193	018002-00101 964		312.00	560955.15

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Account No.	201430
Date	1-31-01
Page	8

Exhibit B

TOWNSEND & TOWNSEND AND CREW
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1 4 01	182	09485193	018002-00101	201	839.00	297386.15
1 4 01	183	09485193	018002-00104	205	65.00	297321.15
1 4 01	184	09485193	018002-00104	203	324.00	296997.15
1 4 01	185	09485193	018002-00101	202	160.00	296837.15
1 4 01	186	09485193	018002-00101	218	695.00	296142.15

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